
Introduced by Senator Speier

February 20, 2003

An act to add Title 1.4C (commencing with Section 1749.70) to Part 4 of Division 3 of the Civil Code, relating to personal information.

LEGISLATIVE COUNSEL'S DIGEST

SB 590, as introduced, Speier. Personal information: consumers.

Existing law provides for the protection of specified types of personal information.

This bill would prohibit a seller, as defined, from requesting personal information from a consumer, as defined, with specified exceptions. The bill would also prohibit a seller from providing any personal information about a consumer to a 3rd party, including, but not limited to, an affiliated entity, except as specified.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Title 1.4C (commencing with Section 1749.70)
2 is added to Part 4 of Division 3 of the Civil Code, to read:

3
4 TITLE 1.4C. CONSUMER INFORMATION PROTECTION

5
6 1749.70. For purposes of this title, the following definitions
7 apply:

8 (a) "Consumer" means a natural person who enters a
9 consumer purchase transaction with a seller.

1 (b) “Consumer purchase transaction” means a purchase, lease,
2 or license to use, property, goods, or services by a consumer for
3 personal, family, or household purposes.

4 (c) “Personal information” means personal identifying
5 information, including, but not limited to, a consumer’s name,
6 address, telephone number, social security number, driver’s
7 license number, credit card account numbers, or bank numbers.

8 (d) “Seller” means a person engaged in the business of selling,
9 leasing, or licensing for use, property, goods, or services to a
10 consumer in a consumer purchase transaction.

11 1749.71. A seller may not request personal information from
12 a consumer other than that which is necessary to effect, administer,
13 or enforce a consumer purchase transaction requested or
14 authorized by the consumer.

15 1749.72. A seller may not provide any personal information
16 about a consumer to a third party, including, but not limited to, an
17 affiliated entity, except that which is necessary to effect,
18 administer, or enforce a consumer purchase transaction requested
19 or authorized by the consumer.

